GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

PUBLIC SERVICES – SOCIAL WELFARE DEPARTMENT – Sri K. Premabhushana Rao, former ASWO, Palakonda, Srikakulam District (now retired) – Departmental proceedings under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 – Article of Charges – Issued.

SOCIAL WELFARE (VIG) DEPARTMENT

G.O.RT.No. 162 **Dated: 22-05-2020**
Read:

G.O.Rt.No.161, Social Welfare (Vig) Dept., dt:22.05.2020.

O R D E R:

It is proposed to hold an inquiry against Sri K. Premabhushana Rao, former ASWO, Palakonda, Srikakulam District (now retired), in accordance with the procedure laid down in rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I). A statement of imputations of misconduct or misbehavior in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed (Annexure III and IV).

3. Sri K. Premabhushana Rao, former ASWO, Palakonda, Srikakulam District (now retired), is directed to submit a written statement of his defense within 10 days of the receipt of this order.

4. Sri K. Premabhushana Rao, former ASWO, Palakonda, Srikakulam District (now retired), is informed that an inquiry will be held only in respect of those Article of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri K. Premabhushana Rao, former ASWO, Palakonda, Srikakulam District (now retired), is further informed that if he does not submit his written statement of defense on or before the date specified in para 3 above or otherwise fails or refuses to comply with the provisions of rule 20 of Andhra Pradesh Civil Services (CC&A) Rules, 1991 or the orders/directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte.

6. Further attention of Sri K. Premabhushana Rao, former ASWO, Palakonda, Srikakulam District (now retired), is also invited to Rule 24 of the A.P. Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that Sri K. Premabhushana Rao, former ASWO, Palakonda, Srikakulam District (now retired), is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of the A.P. Civil Service (Conduct) Rules, 1964.

[P.T.O]

7. The receipt of the order be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

MUDDADA RAVI CHANDRA
SECRETARY TO GOVERNMENT

To
Sri K. Premabhushana Rao, former ASWO, Palakonda, Srikakulam District (retired),
(through the Director of Social Welfare, Tadepalli, Guntur District)
The Director of Social Welfare, Tadepalli, Guntur District.
(with a request to Serve the order on the individual
and Sent the served copy to Government)
Copy to:
The Director General, Anti - Corruption Bureau,
2nd Floor, NTR Admn., Bhavan, P.N. Bus station,
Vijayawada, Krishna District, A.P.
SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER

ANNEXURE-I

STATEMENT OF ARTICLES OF CHARGES FRAMED AGAINST SRI KALINGA PREMABHUSHANA RAO, FORMER ASSISTANT SOCIAL WELFARE OFFICER, PALAKONDA, SRIKAKULAM DISTRICT (retired)

That Sri Kalinga Premabhushana Rao, S/o Krupa Rao, Asst. Social Welfare Officer, Palakonda, Srikakulam District, joined as Warden Grade-II in Social Welfare Department on 23.06.1982 and subsequently he was promoted as Hostel Welfare Officer, Grade-I on 07.07.2007 and further promoted as ASWO on 02.11.2010 and posted as ASWO, Palakonda. While working as ASWO, Palakonda from 15.08.2015 to 31.01.2019 he has committed grave misconduct in as much as:-

CHARGE :

That Sri K. Premabhushana Rao, ASWO, Palakonda failed to supervise the work of HWO Smt. S. Kalyani. Although he is staying at Head Quarters i.e. Palakonda, he left the girl boarders to their fate and did not report any irregularity committed by Smt. S. Kalyani, Hostel Welfare Officer, Government Social Welfare Integrated Girls Hostel, Palakonda, Srikakulam District during the academic year 2018-19 thereby holding a supervisory post failed to take all possible steps to ensure the devotion to duty of Smt. S.Kalyani, who is under his control and violated Rule 3(5) of APCS (Conduct) Rules, 1964.

Thus, Sri K. Premabhushana Rao, ASWO, Palakonda, Srikakulam District by his above-mentioned acts has exhibited lack of integrity, devotion to duty and conduct unbecoming of a Government Servant and thereby contravened Rule 3(1) & (2) of AP Civil Service (Conduct) Rules, 1964 r/w Rule (9) of AP Revised pension Rules, 1980.

MUDDADA RAVI CHANDRA
SECRETARY TO GOVERNMENT

//FORWARDED :: BY ORDER//

SECTION OFFICER

ANNEXURE –II

STATEMENT OF IMPUTATION OF MISCONDUCT AND MISBEHAVIOUR IN SUPPORT OF ARTICLE OF CHARGES FRAMED AGAINST SRI K. PRAMABHUSHANA RAO, ASWO, PALAKONDA, SRIKAKULAM DISTRICT (RETIRED).

Sri K. Premabhushana Rao, S/o Krupa rao is a native of Veeraghattam village and Mandal, Srikakulam District. His date of birth is 01.02.1959. He joined as Warden Grade-II in Social Welfare Department on 23.06.1982 and subsequently he was promoted as Hostel Welfare Officer, Grade-I on 07.07.2007 and further promoted as ASWO on 02.11.2010 and posted as ASWO, Palakonda. Sri K.Premabhushana Rao worked as ASWO, Palakonda from 15.08.2015 to 31.01.2019. He retired from the service on 31.01.2019 on attaining the age of superannuation.

FACTS AND EVIDENCE:

On credible information that Smt. Sura Kalyani, HWO is mismanaging the hostel, running the hostel with less strength but showing inflated strength and misappropriating Govenrment funds and committing many irregularities in the hostels, the ACB officials of Srikakulam Range conducted surprise check on the Govt. Social Welfare Integrated Girls Hostel, Palakonda, Srikakulam District in the presence of the mediators from 06.00 AM to 03.00 PM on 25.08.2018.

The ACB officials along with the mediators left the office of DSP, ACB, Srikakulam at 04.30 AM on 25.08.2018 in their official vehicles and reached the above noted hostel at 06.00 AM. When the surprise check party reached the above said Girls' hostel situated at Venkampeta, one female person aged about 20 years was found in the hostel kitchen. The Inspector disclosed his identity and the identities of other members and requested the said person to disclose her identity. The person revealed her identity as Smt. Panku Rani, W/o. Sri Kiran, age 22 years, watch woman, Govt. Social Welfare Integrated Girls Hostel, Palakonda. R/o. Adivarampeta, Srikakulam.

When the Inspector, ACB asked her about the HWO and other staff members of the hostel, she stated that she has been working as watch woman (un-authorized) in the hostel for the last 1 year and she has been getting Rs.3,000/- per month from Smt. Ammulamma, regular watch woman. She further stated that the Charged Officer was the HWO and other staff members included one regular Kamati named Smt. Sridevi, one Kamati (working on outsourcing basis) by name Smt. Damayanthi and one tutor by name Sri Raju and they were yet to come to the hostel. Regular Cook Smt. L. Chinnapilla expired six months ago. She has been preparing food for the boarders with the help of regular kamati Smt. Sridevi as per the instructions of the Charged Officer.

Meanwhile, Smt. Ch. Sridevi, regular Kamati and Sri Y. Raju, tutor attended the hostel at about 06.30 AM. On examination, they corroborated the aforesaid version of Smt. Rani.

On enquiry about the preparation of breakfast for boarders, she informed that they would have to prepare Idli, curry with 1/2 kg of peas as breakfast for 31 boarders and they were not preparing any chutney. In fact as per the prescribed menu, the boarders should be served with Idli, peanuts chutney and egg in the breakfast but the HWO instructed them to serve Idli with peas curry to the boarders.

The Inspector, ACB randomly selected some boarders, examined them and got their written statements in the presence of mediators.

1. Arasada Mounika, D/o. Sri Bhaskara Rao, age 14 years, 10th class, Govt. High School, Palakonda. N/o. Nadimkella village, Veeraghattam mandal, Srikakulam District.

[Contd…2]

2. Kurangi Bhavani, D/o. Sri Sanyasi Rao, age 15 years, 10th class, Govt. High School, Palakonda. N/o. Pubbada village, Seethampeta Mandal, Srikakulam District.

3. Budduru Bhavani, D/o. Sri Simhachalam, age 15 years, 10th class, Z.P. Girls High School, Palakonda. N/o. Gangada village, Balijipeta mandal, Vizianagaram District.

4. Pathruni Pavani, D/o. Sri Chandra Rao, age 14 years, 9th class, Z.P. Girls High School, Palakonda. N/o. Gurugubilli village, Palakonda mandal, Srikakulam District.

5. Surada Sailaja, D/o. Sri Appanna, 14 years, Z.P. High School, Pedakapu street, Palakonda. N/o. Jeerupalem village, Ranasthalam mandal, Srikakulam District.

6. Yanda Sravani, D/o. Sri Ganapathi, 14 years, Z.P. Girls High School, Palakonda. N/o. Burada village, Regidi Amadalavalasa mandal, Srikakulam District.

7. Savara Seetha, D/o. Sri Dharma Rao, age 13 years, 8th class, Govt. High School, Palakonda. N/o. Manda village, Seethampeta mandal, Srikakulam District.

8. Konna Divya, D/o. Sri Adinarayana, age 13 years, 8th class, MPUP School, Venkampeta village, Palakonda Mandal. N/o Kodhulagummada village, Vangara Mandal, Srikakulam District.

9. Ketha Deepika, D/o. Sri Ramakrishna, age 13 years, 8th class, MPUP School, Venkampeta village, Palakonda Mandal. N/o Burada village, Regidi Amadalavalasa mandal, Srikakulam District.

10. Duppada Savithri, D/o. Sri Lakshmana Rao, age 13 years, 8th class, MPUP School, Venkampeta village, Palakonda Mandal. N/o Allena village, Burja Mandal, Srikakulam District.

On examination, the boarders categorically stated that the HWO would be staying at Srikakulam but she would be occasionally visiting the hostel. The toilets were in pitiable condition. There was no drinking water facility in the hostel. The food being supplied was not good to eat and not as per menu chart. They were being served with rice with water instead of Khichidi, Upma, Idli and tomato rice on prescribed days as breakfast. They were not given the cosmetic charges since the month of June, 2018. They were not supplied note books as per scale but their signatures were taken in a note book as if they were supplied with the note books as per scale. The strength usually present at the hostel would be about 30-35. Smt. Rani, unauthorized Watch woman, would take their attendance regularly. Tuitions are being given to 10th class boarders by one Sri Raju Sir during the morning session only. Further all of them stated that male private persons will enter into their hostel at night now and then due to which all of them would feel scared to sleep in separate rooms and all of them were staying in one room only. There was no inverter facility in the hostel due to which they are facing problem regarding illumination during night times whenever electric power would fail.

The retired employee came to the hostel and the Inspector informed him about the details of the surprise check, absence of the HWO and questioned him as to whether the HWO had taken prior permission or leave. Then he replied that no permission or leave was granted to the Charged Officer. He further stated that the HWO of concerned hostel should be present at the hostel from 06.00 AM to 09.00 AM, 12.30 pm to 02.00 PM and 05.00 PM to 09.00 PM. But the Charged Officer was never available at the hostel during the above said timings as she was not residing in Palakonda but operating from Srikakulam. At the request of the Inspector, ACB, Srikakulam, the retired employee tried to call the Charged Officer over phone but her mobile phone was found to be switched off.

[Contd…3]

At the request of the Inspector, the retired employee got opened the office room of the hostel. One wooden chair and one iron almarah was found in the said room. Some records and some papers were found in the almarah. The Inspector, ACB seized all the 9 registers, strength sheet and photo copies of the applications for the purpose of enquiry duly attested by the mediators and himself.

The Inspector, ACB questioned the retired employee regarding the actual strength of the hostel and other administrative issues. He stated that he visited the hostel on 20.06.2018 at 07.00 PM, 07.07.2018 at 07.00 PM and 03.08.2018 at 05.00 PM and only 35 boarders, 55 boarders and 61 boarders were found to be present in the hostel on those dates. He also inspected the hostel on 16.07.2018 and only 54 boarders were then found to be present in the hostel. He added that the HWO Smt. Kalyani has been showing attendance for 103 boarders. When questioned about the non-availability of records and about supplying the food in violation of the prescribed menu, he stated that he used to visit this hostel periodically but Hostel Welfare Officer Smt. S. Kalyani did not cooperate with him and she was also not available at the time of his visit. No record was found during his visit except the Boarders' Attendance Register. Hence, he could not record any remark against her in the visiting register of the hostel. He identified many irregularities during his visits and also issued memo to Smt. S. Kalyani but she did not submit her explanation. He added that he questioned the boarders of the hostel on that day and came to know that only 30-35 boarders were staying in the hostel but on 03.08.2018, the HWO Smt. S. Kalyani brought other students who were enrolled in the hostel but not staying in the hostel. He further stated that he issued a memo to the HWO Smt. S. Kalyani vide memo No. 03/08 on 03.08.2018 but she did not submit her explanation till date and the same was intimated to the Dy. Director, Social Welfare Department, Srikakulam and copies of visits and inspection details and the memo No. 03/08 dated 03.08.2018 were furnished to him. Then the Inspector, ACB seized copies of the above for the purpose of further enquiry after the same were duly attested by the mediators and himself.

The Deputy Director, Social Welfare Department, Srikakulam through her letter Rc. No.85/208/B1 dated:06.09.2018 informed that the retired employee did not report any irregularity against the HWO, Government Social Welfare Integrated Girls Hostel, Palakonda during the academic year 2018-19.

There is sufficient evidence on record that the retired employee failed to supervise the work of HWO Smt. S. Kalyani. Although he is staying at Head Quarters i.e. Palakonda, he left the girl boarders to their fate. He did not report any irregularity committed by Smt. S. Kalyani, Hostel Welfare Officer, Govt. Social Welfare Integrated Girls Hostel, Palakonda, Srikakulam District during the academic year 2018-19.

That Sri K. Premabhushana Rao, ASWO, Palakonda failed to supervise the work of HWO Smt. S. Kalyani. Although he is staying at Head Quarters i.e. Palakonda, he left the girl boarders to their fate and did not report any irregularity committed by Smt. S. Kalyani, Hostel Welfare Officer, Government Social Welfare Integrated Girls Hostel, Palakonda, Srikakulam District during the academic year 2018-19 thereby holding a supervisory post failed to take all possible steps to ensure the devotion to duty of Smt. S.Kalyani, who is under his control and violated Rule 3 (5) of APCS (Conduct) Rules, 1964.

The retired employee has therefore rendered himself liable for regular Departmental Action for major penalty.

MUDDADA RAVI CHANDRA
SECRETARY TO GOVERNMENT

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SECTION OFFICER

ANNEXURE —III

LIST OF WITNESSES:

1. Sri Boddepalli Padmanabham, S/o late Amminaidu, age 36 years, Mandal Agricultural Officer, L.N. Peta Mandal, Srikakulam District. R/o Isakalapeta village, via Dusi, Amadalavalasa mandal, Srikakulam District

2. Sri Nadukuru Chittibabu, S/o late Gowrisankara Rao, age 31 years, Jr. Asst., O/o Asst.Director (Agriculture), Srikakulam. R/o B.R. Nagar colony, Near Pydi Nageswara Rao house, Amadalvalasa town. N/o Dasumanthapuram village, Veeraghattam Mandal, Srikakulam District.

They speak about their presence during the surprise check on 25.08.2018, identification of various irregularities in the hostel, drafting of surprise check proceedings and etc, facts.

3. Arasada Mounika, D/o. Sri Bhaskara Rao, age 14 years, 10th class, Govt. High School, Palakonda. N/o. Nadimkella village, Veeraghattam Mandal, Srikakulam District.

4. Kurangi Bhavani, D/o. Sri Sanyasi Rao, age 15 years, 10th class, Govt. High School, Palakonda. N/o. Pubbada village, Seethampeta Mandal, Srikakulam District

5. Budduru Bhavani, D/o. Sri Simhachalam, age 15 years, 10th class, Z.P. Girls High School, Palakonda. N/o. Gangada village, Balijipeta Mandal, Vizianagaram District.

6. Pathruni Pavani, D/o. Sri Chandra Rao, age 14 years, 9th class, Z.P. Girls High School, Palakonda. N/o. Gurugubilli village, Palakonda Mandal, Srikakulam District.

7. Surada Sailaja, D/o. Sri Appanna, 14 years, Z.P. High School, Pedakapu street, Palakonda. N/o. Jeerupalem village, Ranasthalam Mandal, Srikakulam District.

8. Yanda Sravani, D/o. Sri Ganapathi, 14 years, Z.P. Girls High School, Palakonda. N/o.Burada village, Regidi Amadalavalasa Mandal, Srikakulam District.

9. Savara Seetha, D/o. Sri Dharma Rao, age 13 years, 8th class, Govt. High School, Palakonda. N/o. Manda village, Seethampeta Mandal, Srikakulam District.

10. Konna Divya, D/o. Sri Adinarayana, age 13 years, 8th class, MPUP School, Venkampeta village, Palakonda Mandal. N/o Kodhulagummada village, Vangara Mandal, Srikakulam District

11. Ketha Deepika, D/o. Sri Ramakrishna, age 13 years, 8th class, MPUP School, Venkampeta village, Palakonda Mandal. N/o Burada village, Regidi Amadalavalasa Mandal, Srikakulam District

12. Duppada Savithri, D/o. Sri Lakshmana Rao, age 13 years, 8th class, MPUP School, Venkampeta village, Palakonda Mandal. N/o Allena village, Burja Mandal, Srikakulam District.

Witnesses 3 to 12 speak about the irregularities being committed by the HWO, number of boarders staying in the hostel, quality and quantity of food being supplied to them etc., facts.

13. Smt. K.V. Adityalakshmi, Deputy Director (FAC), Social Welfare, Srikakulam District.

She speaks about furnishing the service particulars and job chart of the HWO, ASWO and other relevant information with regard to the Integrated Girls Hostel, Palakonda etc., facts.

[Contd…2]

14. Sri P. Srinivasa Rao, Inspector of Police, ACB, Srikakulam Range.

He speaks about the surprise check conducted on the hostel, identification of various irregularities in the hostel, examination of boarders of the hostel, examination of vendors etc., facts.

MUDDADA RAVI CHANDRA
SECRETARY TO GOVERNMENT

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ANNEXURE- IV

LIST OF DOCUMENTS:

1. Original Surprise Check Proceedings Dated:25.08.2018 drafted at Government Social Welfare Integrated Girls Hostel, Palakonda, Srikakulam District.

It speaks the irregularities committed by the Charged Officer and the actual strength of boarders staying in the hostel and seizure of relevant records from the hostel during surprise check etc.,

2. Statements of witnesses 3 to 12.

3. Letter Rc.No.85/208/B1, dated:06.09.2018 of the Deputy Director, Social Welfare Department, Srikakulam.

MUDDADA RAVI CHANDRA
SECRETARY TO GOVERNMENT

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